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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/31/2000

Katsushi Nihei

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EXAMINER

DANIEL JR, WILLIE J

ART UNIT

PAPER NUMBER

2617

MAIL DATE

DELIVERY MODE

03/29/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

**Advisory Action
Before the Filing of an Appeal Brief**

Application No.

09/673,647

Applicant(s)

NIHEI ET AL.

Examiner

Willie J. Daniel, Jr.

Art Unit

2617

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 09 March 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☒ The period for reply expires 6 months from the mailing date of the final rejection.
b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
(b) ☐ They raise the issue of new matter (see NOTE below);
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☒ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
The status of the claim(s) is (or will be) as follows:
Claim(s) allowed: NONE.
Claim(s) objected to: NONE.
Claim(s) rejected: 2-4,6-8,10 and 12-15.
Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing of good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s). _____
13. ☐ Other: _____.



**CHARLES N. APPIAH
SUPERVISORY PATENT EXAMINER**

Continuation of 11. does NOT place the application in condition for allowance because:

Applicant's arguments filed 09 March 2007 have been fully considered but they are not persuasive. The Examiner respectfully disagrees with applicant's arguments as the applied reference(s) provide more than adequate support and to further clarify (see the comments in this section and Final Action mailed on 22 September 2007).

In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., "...prior to start...") are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

Regarding applicant's argument on pg. 9, 3rd paragraph (see above), the applicant's argument relies on a feature(s) not recited in the claim(s).

Furthermore, if applicant considers the language to be supported see the following:

Regarding applicant's argument of claims 13-15 on pg. 9, 3rd paragraph, "...does not disclose or suggest recognizing a connection operation to the CTI device of the virtual turret side prior to start of performing a connection operation by remote computing...", the Examiner respectfully disagrees. Greene discloses a starting means or unit (i.e., 20, 22, 24, 26, and 29; Fig. 1) for prompting second general-purpose personal computer (20) to input a connecting telephone number of said first general-purpose personal computer (10; col. 2, lines 15-40) when a remote computing start operation is detected by the said second general-purpose personal computer (20) (see col. 1, lines 61-65; col. 2, lines 42-61; col. 3, lines 4-10; Fig. 1), where the remote operator connects to the office network in which a remote screen is displayed to simulate a virtual turret (see col. 1, lines 45-54; Fig. 2), and for establishing a connection with the first general-purpose personal computer (10; col. 2, lines 15-40) on the basis of the connecting telephone number to start the virtual turret (10 and 12-13) on the second general-purpose personal computer (20) when detecting the input of the connecting telephone number by the second general-purpose personal computer (20) (see col. 1, lines 45-65; col. 2, lines 42-61; col. 3, lines 4-10; Fig. 1), where the remote operator connects via telephone (28) to the office network in which a remote screen is displayed to simulate a virtual turret (see col. 1, lines 45-54; Fig. 2); screen display means or unit (i.e., computer screen 22), after the starting means (i.e., 20, 22, 24, 26, and 29; Fig. 1) start the virtual turret on the second general-purpose personal computer (20), for displaying on a screen (22) a connection requirement display indicative of generation of a connection requirement from the telephone of the mobile turret side (e.g., remote trader turret site) to the CTI device (10; col. 2, lines 15-40) on the virtual turret activated on the second general-purpose personal computer (20) when the connection requirement operation required from the telephone (28) of the mobile turret side (e.g., remote trader turret site) to the CTI device (10; col. 2, lines 15-40) is detected, and for displaying a response window on the screen for allowing responding to the connecting requirement from the telephone (28) of the mobile turret side (e.g., remote trader turret site) to the CTI device (10; col. 2, lines 15-40) (see col. 1, lines 51-60; col. 2, lines 22-50; col. 3, lines 11-24; Figs. 1-2), where the line status of the remote user is indicated on the screen display (22) for a connection to the network (10). The line status indicators (17, 18) provides the status of incoming and outgoing calls between the remote trader turret, trader turret (12, 13), and trading partners (16, 19) and to indicate the calling party to the called party and called party to the calling party; connecting means or unit (i.e., 20, 22, 24, 26, and 29; Fig. 1) for communication-connecting the telephone (28) with the CTI device (10; col. 2, lines 15-40) when the response is made to the connection requirement on the response window (22) (see col. 1, lines 29-47; col. 3, lines 11-24; Figs. 1-2); remote computing connection means or unit (e.g., 10, 26, 29) for performing a connection operation between the virtual turret side (10 and 12-13) and the mobile turret side (e.g., remote trader turret site) by remote computing when the connecting means communication-connects the telephone (28) with the CTI device (10; col. 2, lines 15-40) (see abstract; col. 1, lines 45-60; col. 2, lines 15-27; col. 2, line 42 - col. 3, line 24; Figs. 1-2), where the office switching network (10) includes communication equipment (e.g., web server 21 and switching gear) to allow remote access via network connections (26,29).

Regarding claims 2-4, 6-8,10, and 12, the claims are rejected for the same reasons as addressed above and as applied in the Final action mailed on 02 November 2006.